

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03

NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 SAJ-01

IO-10 ACDA-05 /075 W

----- 113036

R 151706Z SEP 75

FM AMEMBASSY BONN

TO SECSTATE WASHDC 2881

INFO AMEMBASSY BERLIN

USMISSION USBERLIN

AMEMBASSY PARIS

AMEMBASSY LONDON

AMEMBASSY MOSCOW

USMISSION NATO BRUSSELS

USMISSION EC BRUSSELS

C O N F I D E N T I A L BONN 15103

E.O. 11652: GDS

TAGS: PGOV, PFOR, GW, WB

SUBJECT: INVITATIONS TO MEETINGS AND CONFERENCES IN
BERLIN: ALLIED DEMARCHES TO FRG

REFS: (A) STATE 199863; (B) BONN 14547; (C) BONN 13284;
(D) USBER 1814

1. AT BONN GROUP MEETING SEPTEMBER 11, FRENCH REP
(CHAIRMAN), STATED THAT ANNEX IV(A)(2)(D) OF QA MADE NO
DISTINCTION BETWEEN MEETINGS OF INTERNATIONAL ORGANIZA-
TIONS AND CONFERENCES HAVING ONLY WESTERN PARTICIPANTS
AND THOSE HAVING PARTICIPANTS FROM EASTERN EUROPEAN
STATES; IT REQUIRED THAT FOR ALL SUCH MEETINGS AND
EXHIBITIONS WITH INTERNATIONAL PARTICIPATION INVITATIONS
BE ISSUED EITHER BY THE SENAT OR JOINTLY BY THE FRG
AND THE SENAT. HE SAID THAT MAKING THE DISTINCTION
SUGGESTED BY THE FRG REPS (SEE REF C) WOULD HAVE
ANNEX IV(A)(2) MEANING SOMETHING DIFFERENT FROM ANNEX
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IV(B)(2) CONCERNING THOSE MATTERS WITH RESPECT TO

WHICH THE USSR, "FOR ITS PART", WOULD RAISE NO OBJECTION, SOMETHING THE ALLIES SHOULD BE THE LAST TO SUGGEST.

2. THE UK REPS SAID THAT THE FCO HAD NO RECORD OF ALLIED APPROVAL SINCE QA OF DIFFERENT INVITATION PROCEDURES DEPENDING ON WHO WAS INVITED; PROVISION IN ANNEX IV CONTAINED THE FORM "WILL" AND WAS THUS NOT DISCRETIONARY. ALLIES HAD NOT BEEN PREVIOUSLY AWARE OF DISTINCTION FRG WAS MAKING WHICH APPEARED INCONSISTENT WITH ALLIED OBLIGATIONS UNDER QA. MOREOVER, THERE APPEARED TO BE NOTHING TO BE GAINED BY NON-OBSERVANCE OF THE QA IN THIS RESPECT. US REP EXPRESSED SURPRISE OF US AT PREVIOUSLY UNKNOWN DISTINCTION MADE BY FRG AND IN ACCORDANCE WITH PARA 1 REF A, ASKED THAT IN FUTURE INVITATIONS CONFORM TO REQUIREMENTS OF QA.

3. FRG REP AGAIN REFERRED TO DISTINCTION LONG MADE BY FEDERAL GOVERNMENT AND INCORRECTLY ARGUED THAT IT WAS BASED ON ESTABLISHED PROCEDURE RECOGNIZED BY QA. HE WAS INFORMED THAT ALLIES DID NOT CONSIDER "ESTABLISHED PROCEDURES" PROVISION RELEVANT TO SECTION 2(D) OF ANNEX IV(A) OR (B). FRG REP NOTED ALLIED POSITION AND SAID HE WOULD BE BACK WITH FURTHER REACTION TO ALLIED VIEWS ON THIS MATTER.

4. AS INDICATED PARA 4 OF REFTEL B, EMBASSY WOULD WELCOME EFFORT BY MISSIONS IN BERLIN TO ENSURE THAT SOME DOCUMENT OF RECORD--PREFERABLY A WELCOMING LETTER FROM THE SENAT-- MAKE CLEAR JOINT NATURE OF INVITATION TO NOVEMBER 11-13 COLLOQUY OF POPULATION AND REFUGEE COMMITTEE OF PARLIAMENTARY ASSEMBLY OF COUNCIL OF EUROPE. THOUGH ALLIES HAVE INFORMED FRG THAT SPECIFIC REQUIREMENT OF ANNEX IV WOULD NOT HAVE TO BE MET RETROACTIVELY IN CONNECTION WITH THIS PARTICULAR MEETING, FACT THAT THE THREE ALLIES ACTING UNDER INSTRUCTION, ARE NOW CLEARLY ON RECORD THAT ANNEX IV REQUIREMENTS APPLY TO ALL MEETINGS MAY ADD WEIGHT TO MISSIONS' DEMARCHE TO SENAT RE COLLOQUY.
HILLENBRAND
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ALLIANCE, INSTRUCTIONS, INVITATIONS, PLANNING MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 15 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: greeneet
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BONN15103
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: D750319-1085
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19750951/aaaabskl.tel
Line Count: 107
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 75 STATE 199863, 75 BONN 14547, 75 BONN 13284, 75 USBERLIN 1814
Review Action: RELEASED, APPROVED
Review Authority: greeneet
Review Comment: n/a
Review Content Flags:
Review Date: 22 APR 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <22 APR 2003 by BoyleJA>; APPROVED <10 OCT 2003 by greeneet>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: INVITATIONS TO MEETINGS AND CONFERENCES IN BERLIN: ALLIED DEMARCHES TO FRG
TAGS: PGOV, PFOR, GE, WB
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006